

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE ALTA MESA RESOURCES, INC.
SECURITIES LITIGATION

Case No. 4:19-cv-00957

CLASS ACTION

[Lead Case]

ALYESKA MASTER FUND, L.P.,
ALYESKA MASTER FUND 2, L.P., and
ALYESKA MASTER FUND 3, L.P.,

Civil Action No. 4:22-cv-001189

[Consolidated Case]

Plaintiffs,

v.

ALTA MESA RESOURCES, INC., f/k/a
SILVER RUN ACQUISITION
CORPORATION II; RIVERSTONE
HOLDINGS LLC; ARM ENERGY
HOLDINGS LLC; BAYOU CITY ENERGY
MANAGEMENT, LLC; HPS INVESTMENT
PARTNERS, LLC; JAMES T. HACKETT,
HARLAN H. CHAPPELLE, WILLIAM
GUTERMUTH, JEFFREY H. TEPPER, DIANA
J. WALTERS; MICHAEL E. ELLIS; RONALD
SMITH; DON DIMITRIEVICH; PIERRE F.
LAPEYRE, JR.; DAVID M. LEUSCHEN;
WILLIAM W. MCMULLEN; DONALD
SINCLAIR; STEPHEN COATS; and THOMAS
J. WALKER,

Defendants.

ORBIS GLOBAL EQUITY LE FUND (AUSTRALIA REGISTERED), ORBIS GLOBAL EQUITY FUND (AUSTRALIA REGISTERED), ORBIS GLOBAL BALANCED FUND (AUSTRALIA REGISTERED), ORBIS SICAV, ORBIS INSTITUTIONAL GLOBAL EQUITY L.P., ORBIS GLOBAL EQUITY FUND LIMITED, ORBIS INSTITUTIONAL FUNDS LIMITED, ALLAN GRAY AUSTRALIA BALANCED FUND, ORBIS OEIC, and ORBIS INSTITUTIONAL U.S. EQUITY L.P.,

Plaintiffs,

v.

ALTA MESA RESOURCES, INC., f/k/a SILVER RUN ACQUISITION CORPORATION II; RIVERSTONE HOLDINGS LLC; ARM ENERGY HOLDINGS LLC; BAYOU CITY ENERGY MANAGEMENT, LLC; HPS INVESTMENT PARTNERS, LLC; JAMES T. HACKETT, HARLAN H. CHAPPELLE, WILLIAM GUTERMUTH, JEFFREY H. TEPPER, DIANA J. WALTERS; MICHAEL E. ELLIS; RONALD SMITH; DON DIMITRIEVICH; PIERRE F. LAPEYRE, JR.; DAVID M. LEUSCHEN; WILLIAM W. MCMULLEN; DONALD SINCLAIR; STEPHEN COATS; and THOMAS J. WALKER,

Defendants.

Civil Action No. 4:22-cv-02590

[Consolidated Case]

DECLARATION OF CHRISTOPHER PORTER IN SUPPORT OF THE JOINT MOTION OF HPS INVESTMENT PARTNERS, LLC; BAYOU CITY ENERGY MANAGEMENT, LLC; AND ARM ENERGY HOLDINGS, LLC FOR SUMMARY JUDGMENT ON CLASS AND OPT-OUT PLAINTIFFS' SECTION 20(a) CLAIMS

I, Christopher Porter, declare as follows:

1. I am a Partner at the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Defendants Donald Dimitrievich and HPS Investment Partners, LLC in this action. I am a member of the Bar of the State of Texas and am admitted to practice before this Court. I respectfully submit this declaration in support of the Joint Motion of HPS Investment Partners, LLC; Bayou City Energy Management, LLC; and ARM Energy Holdings, LLC for Summary Judgment on the Class and Opt-Out Plaintiffs' Section 20(a) Claims, and to put certain relevant documents before the Court. On information and belief, I understand the facts in this declaration to be true.

2. Attached hereto as **Exhibit A** is a true and correct copy of excerpts from the transcript of Donald Dimitrievich's March 7, 2023 deposition.

3. Attached hereto as **Exhibit B** is a true and correct copy of excerpts from the transcript of Ronald Smith's March 24, 2023 deposition.

4. Attached hereto as **Exhibit C** is a true and correct copy of excerpts from the transcript of Jeffrey Tepper's April 11, 2023 deposition.

5. Attached hereto as **Exhibit D** is a true and correct copy of excerpts from the transcript of Diana Walters' April 14, 2023 deposition.

6. Attached hereto as **Exhibit E** is a true and correct copy of excerpts from the transcript of Jeffrey Hostettler's April 18, 2023 deposition.

7. Attached hereto as **Exhibit F** is a true and correct copy of excerpts from the transcript of Harlan H. Chappelle's April 19, 2023 deposition.

8. Attached hereto as **Exhibit G** is a true and correct copy of excerpts from the transcript of William Gutermuth's May 9, 2023 deposition.

9. Attached hereto as **Exhibit H** is a true and correct copy of excerpts from the transcript of Michael Christopher's June 6, 2023 deposition.

10. Attached hereto as **Exhibit I** is a true and correct copy of the Schedule 13D for Bayou City Energy Management, LLC relating to holdings in Alta Mesa Resources, Inc. on August 16, 2018.

11. Attached hereto as **Exhibit J** is a true and correct copy of the Schedule 13D for HPS Investment Partners, LLC relating to holdings in Alta Mesa Resources, Inc. on March 11, 2018.

12. Attached hereto as **Exhibit K** is a true and correct copy of the Amended Schedule 13D for HPS Investment Partners, LLC relating to holdings in Alta Mesa Resources, Inc. on June 9, 2018.

13. Attached hereto as **Exhibit L** is a true and correct copy of excerpts of Silver Run Acquisition Corporation II's Definitive Merger Proxy Statement, dated January 19, 2018.

14. Attached hereto as **Exhibit M** is a true and correct copy of excerpts of Silver Run Acquisition Corporation II's Prospectus, issued on March 23, 2017.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 31, 2023 in Houston, Texas

Dated: August 31, 2023

/s/ Christopher Porter
By: Christopher Porter